IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

Crl.Rev.Pet.No. 1620 of 2007()

CRA.140/2003 of II ADDL. SESSIONS COURT, TRIVANDRUM
CC.34/1999 of JUDL. MAGISTRATE OF FIRST CLASS-IV (MOBILE), TRIVANDRUM

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REVN. PETITIONER: APPELLANT/ACCUSED

N.KUMAR, S/O. NAGAPPAN,
T.C.38/394, NEAR GANAPATHY TEMPLE,
VALIYASALI STREET, THIRUVANANTHAPURAM.

BY ADV. SRI.M.SREEKUMAR

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. V.VENUGOPALAN NAIR,
RADHAKRISHNA BHAVAN, T.C.21/952, CHALAI,
VALIYASALA, THIRUVANANTHAPURAM.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1620 of 2007

Dated this the 12th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.3,50,000/- to the complainant and in default, to undergo simple imprisonment for three months and also cost of Rs.750/- with the default clause to undergo simple imprisonment for two weeks.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. He is granted six months' time to pay the amount. Revision petitioner shall appear before the Judicial First Class Magistrate Court - IV (Mobile), Thiruvananthapuram on 15.10.2007 to receive the sentence. Non bailable warrant, pending, if any shall be kept in abeyance till 15.10.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl